

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF NEW YORK**

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**Dwayne E. Eggers**

vs.

**Jo Anne B. Barnhart**

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JUDGMENT IN A CIVIL CASE

**CASE NO.** 3:04-CV-1392

       **JURY VERDICT.** This action came before this Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

  **X**   **DECISION BY COURT.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED** THAT THE COURT ADOPTS THE REPORT-RECOMMENDATION AND REMANDS THE DECISION.

IN ACCORDANCE WITH THE HONORABLE THOMAS J. MCAVOY'S DECISION AND ORDER FILED ON JANUARY 26, 2007.

Dated: January 26, 2007

  
Clerk of Court

s/S. Potter  
By: Deputy Clerk